



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of : Confirmation No. 8304
Osamu SAKANAKA et al. : Docket No. 2000-1081A
Serial No. 09/601,655 : Group Art Unit 1625
Filed August 4, 2000 : Examiner Binta M. Robinson
NOVEL ANTIFUNGAL
COMPOUND AND PROCESS
FOR PRODUCING THE SAME :

RESPONSE

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEE FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975.

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is responsive to the Office Action of May 20, 2003, constituting a restriction requirement.

Initially, Applicants note that the Office Action Summary page indicates that claims 1, 3, 9, 10, 14 and 19-28 are pending in the application. However, claim 22 was cancelled in the Amendment filed February 27, 2003, and in the same Amendment, claims 29-32 were added to the application.

Accordingly, the claims pending in the application are claims 1, 3, 9, 10, 14, 19-21 and 23-32.

The Office Action constitutes a restriction requirement among Groups I-V as outlined on pages 2-3 of the Office Action. On page 4 the Examiner indicates that Applicants can elect Group IV or Group V along with any of Groups I, II or III.

Accordingly, Applicants hereby elect, with traverse, the subject matter of Group I and Group IV.

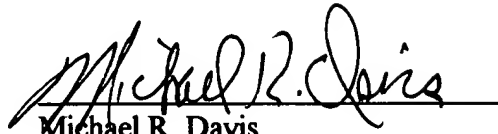
Applicants emphasize that this election is made without prejudice to their rights under 35 U.S.C. §121 to file a divisional application for the non-elected subject matter.

Action on the merits is requested.

Respectfully submitted,

Osamu SAKANAKA et al.

By:

A handwritten signature in cursive script, appearing to read "Michael R. Davis", is written over a horizontal line.

Michael R. Davis

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June 20, 2003